

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

1

The Minutes

October 7, 2002

C040809 THE PEOPLE v. MAYNARD (Not for Publication)
The judgment is modified to impose a laboratory analysis fee and related penalty assessments totaling \$135 in case No 98F8641. As modified the judgment is affirmed. The trial court is directed to correct the abstract of judgment to reflect the criminal laboratory analysis fee and related penalty assessments already imposed in case No. 98F8641 and amend the abstract to reflect this court's modification of the judgment set forth above. The trial court is further directed to forward a certified copy of the abstract of judgment as amended and corrected to the Department of Corrections.

BLEASE, Acting P.J.
We concur: Nicholson, J.
 Hull, J.

C039723 RICKETTS et al. v. ALFORD (Not for Publication)
In accordance with the views expressed herein, the judgment of the trial court is reversed and the matter remanded to the trial court for further proceedings consistent with this opinion. Each side shall bear their own costs on appeal.

BLEASE, Acting P.J.
We concur: Callahan, J.
 Hull, J.

October 8, 2002

C039086 THE PEOPLE v. HOLBERT (Not for Publication)
The judgment is affirmed.

NICHOLSON, Acting P.J.
We concur: Morrison, J.
 Hull, H.

C039676 THE PEOPLE v. GINOCHIO (Not for Publication)
The judgment is affirmed.

NICHOLSON, J.
We concur: Scotland, P.J.
 Callahan, J.

C040894 THE PEOPLE v. WARREN (Not for Publication)
The judgment is affirmed.

DAVIS, J.
We concur: Sims, Acting P.J.
 Raye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

2

The Minutes

October 8, 2002, continued

C036000 PICHLER v. SIMMONS et al. (Not for Publication)

The order awarding fees and costs is affirmed.

CALLAHAN, Acting P.J.

We concur: Kolkey, J.
 Robie, J.

C039473 QUILICI v. BURKHART (Not for Publication)

The judgment is affirmed. Husband's motion to correct the record on appeal is denied.

NICHOLSON, Acting P.J.

We concur: Morrison, J.
 Hull, J.

**C042116 RUDDER v. FEDTRUST LIQUIDATIONS et al.
C042326**

BY THE COURT:

On the court's own motion, the above cases are consolidated. The cases are ordered consolidated for all further appellate procedures except that they will retain their respective case numbers. Whenever documents are submitted for filing by the parties, an original must be presented for each case number; however, if copies of documents are required pursuant to the California Rules of Court, the parties need only submit a maximum of four. The cases will be considered for decision together.

The parties are directed to rule 16(a)(1) of the California Rules of Court which states that the parties must jointly, or separately if unable to agree, submit a proposed briefing sequence to this court. The proposed briefing sequence is due October 23, 2002.

SCOTLAND, P.J.

October 9, 2002

C037390 THE PEOPLE v. VONG (Not for Publication)

The judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment that correctly reflects the imposition of a nine-year sentence (the midterm sentence of two years on the attempted robbery, doubled, and a five-year enhancement under section 667, subdivision (a)), and to forward a certified copy of the abstract of judgment to the Department of Corrections.

SIMS, J.

We concur: Davis, Acting P.J.
 Morrison, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

4

The Minutes

October 10, 2002, continued

- C040484 THE PEOPLE v. VUE (Not for Publication)**
The judgment is affirmed.
 SCOTLAND, P.J.
We concur: Nicholson, J.
 Callahan, J.
- C041072 THE PEOPLE v. GASTON (Not for Publication)**
The judgment is affirmed.
 SCOTLAND, P.J.
We concur: Callahan, J.
 Hull, J.
- C041109 THE PEOPLE v. DAO (Not for Publication)**
The judgment is affirmed.
 SCOTLAND, P.J.
We concur: Callahan, J.
 Hull, J.
- C039994 HOME LIVING SKILLS, INC. et al. v. GOLDMAN**
C040004 (Not for Publication)
The orders in both appeals are vacated and the matters are remanded to the trial court to rule on the merits of the motions to strike. (*Navellier, supra*, 29 Cal. 4th at p. 95.) The defendant shall recover costs of appeal in both cases.
 DAVIS, Acting P.J.
We concur: Morrison, J.
 Robie, J.
- C039872 WILSON et al. v. FARMERS INSURANCE EXCHANGE**
 (Certified for Publication)
THE COURT:
The opinion in the above-entitled matter filed on September 16, 2002, was not certified for publication in the Official Reports. For good cause it now appears that the opinion should be published in the Official Reports and it is so ordered.
BY THE COURT:
 Davis, Acting P.J.
 Robie, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

5

The Minutes

October 11, 2002

- C038611 THE PEOPLE v. NAVA (Not for Publication)**
The judgment is modified by striking the \$800 restitution fine imposed by the trial court. The \$200 restitution fine remains in force. The \$800 parole fine is reduced to \$200. As modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment reflecting these modifications and to forward a certified copy of the amended abstract to the Department of Corrections.
RAYE, J.
We concur: Davis, Acting P.J.
 Kolkey, J.
- C040783 THE PEOPLE v. CHATMAN (Not for Publication)**
The judgment is affirmed. The trial court is directed to amend the abstract of judgment to reflect that defendant admitted an enhancement pursuant to Penal Code section 12022.7, subdivision (a), and to forward a certified copy of the amended abstract to the Department of Corrections.
DAVIS, J.
We concur: Sims, Acting P.J.
 Raye, J.